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HONOURABLE SRI JUSTICE B.PRAKASH RAO
AND
HONOURABLE SRI JUSTICE RAMESH RANGANATHAN

WRIT PETITION NO:16297 of 2006

DATED: 18-10-2006

Between:
Rachakonda Sreenivasa Rao

..... PETITIONER

AND

1. D.Venkata Ramana and another

.....RESPONDENTS

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ORDER:(per Hon'ble Sri Justice Ramesh Ranganathan)

Heard Sri J.R.Manohar Rao, learned counsel for the petitioner, Sri M.Surendra Rao, learned counsel for the first respondent-applicant, and the learned Government Pleader appearing on behalf of the second respondent, and at their request the writ petition itself has been taken up for disposal.

Aggrieved by the order of the Tribunal in O.A.No.7235 of 2005

dated 21-12-2005, the petitioner herein (second respondent in the OA) has approached this Court. His grievance is that, despite being arrayed as the second respondent in the OA, the said OA was disposed of without notice to him and without his being given an opportunity of being heard in the matter.

Since, the petitioner herein, though arrayed as a respondent in the OA, was not put on notice before the OA was disposed of, the order of the Tribunal is set aside and the matter is remanded back to the Tribunal for its consideration afresh on merits in accordance with law after giving the petitioner herein (second respondent in the OA) an opportunity of being heard. The Tribunal shall hear the OA as expeditiously as possible, and dispose of the same at the earliest, in any event, not later than two months from the date of receipt of a copy of this order.

The Writ petition is accordingly disposed of. However, in the circumstances, without costs.

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B.PRAKASH RAO, J

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RAMESH RANGANATHAN, J

18th October, 2006

SKM